

Express Mail No.:

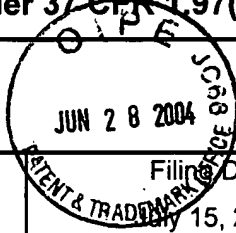
IFW

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
41482-41410

In Re Application Of:

Myers, Nadeen B.



Serial No.

10/619,971

Filing Date

May 15, 2003

Examiner

Group Art Unit

1761

Title:

COMPOSITIONS AND METHODS OF ADDITION FOR CALCIUM SUPPLEMENTATION IN TRANSPARENT BEVERAGES USING TRICALCIUM PHOSPHATE

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
41482-41410

In Re Application:

Myers, Nadeen B.

Serial No.  
10/619,971

Filing Date  
July 15, 2003

Examiner

Group Art Unit  
1761

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 20-0823 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. \_\_\_\_\_) on \_\_\_\_\_

(Date)

*Signature*

*Typed or Printed Name of Person Signing Certificate*

**Certificate of Mailing by First-Class Mail**

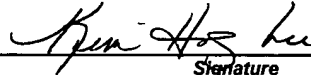
I certify that this document and fee is being deposited on June 25, 2004 with the U.S. Postal Service as first-class mail under 37 C.F.R. 1.8 and addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

Kimberly H. Lu

*Typed or Printed Name of Person Mailing Certificate*

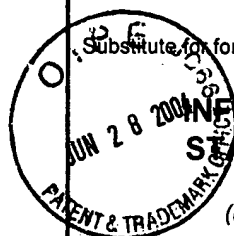
**\*This certificate may only be used if paying by deposit account.**

  
*Signature*  
Kimberly H. Lu, Reg. No. 51,973  
Thompson Coburn LLP  
One US Bank Plaza  
St. Louis, Missouri 63101-9928  
314-552-6000  
314-552-7000 FAX

Dated: June 25, 2004

Customer No: 021888

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.



Substitute for form 1449A/PTO

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

**Complete if Known**

|                    |            |
|--------------------|------------|
| Application Number | 10/619,971 |
|--------------------|------------|

|             |           |
|-------------|-----------|
| Filing Date | 7/15/2003 |
|-------------|-----------|

|                      |                  |
|----------------------|------------------|
| First Named Inventor | Myers, Nadeen B. |
|----------------------|------------------|

|          |      |
|----------|------|
| Art Unit | 1761 |
|----------|------|

|               |  |
|---------------|--|
| Examiner Name |  |
|---------------|--|

|                        |             |
|------------------------|-------------|
| Attorney Docket Number | 41482-41410 |
|------------------------|-------------|

Sheet

1

of

1

**U.S. PATENT DOCUMENTS**

| Examiner Initials | Cite No. <sup>1</sup> | Document Number                          |           | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|-------------------|-----------------------|--|-----------|--------------------------------|--|---|
|                   |                       | Number-Kind Code <sup>2</sup> (if known) |           |                                |  |   |
|                   | AA                    | US-                                      | 3,715,216 | 02-06-1978                     | Wuhrmann et al.                                    |   |
|                   | AB                    | US-                                      | 3,908,024 | 09-23-1975                     | Wankier  |   |
|                   | AC                    | US-                                      | 3,968,263 | 07-06-1976                     | Reussner   |   |
|                   | AD                    | US-                                      | 4,178,389 | 12-11-1979                     | Pilla  |   |
|                   | AE                    | US-                                      | 4,508,740 | 04-02-1985                     | McSweeney  |   |
|                   | AF                    | US-                                      | 4,891,198 | 01-02-1990                     | Ackilli et al.                                     |   |
|                   | AG                    | US-                                      | 4,002,770 | 01-11-1977                     | Wankier  |   |
|                   | AH                    | US-                                      | 4,737,375 | 04-12-1988                     | Nakel et al.                                       |   |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials <sup>*</sup> | Cite No. <sup>1</sup> | Foreign Patent Document   |  | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>6</sup> |
|--------------------------------|-----------------------|---|--|--------------------------------|--|---|----------------|
|                                |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |  |                                |  |   |                |
|                                | AI                    | EP 0 234 733 B1   |  | 04-22-1992                     | Lin et al.   |   |                |
|                                | AJ                    | EP 0 225 684 B1   |  | 08-14-1986                     | Anderson   |   |                |

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

| Examiner Initials <sup>*</sup> | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T <sup>2</sup> |
|--------------------------------|-----------------------|--|----------------|
|                                | AK                    | Website found at nutritionfocus.com, Citric Acid, July 7, 2003, 2 pp.  |                |
|                                | AL                    | Website found at astaris.com, Tricalcium Phosphate, July 8, 2003, 1 p.   |                |

|                    |  |                 |  |
|--------------------|--|-----------------|--|
| Examiner Signature |  | Date Considered |  |
|--------------------|--|-----------------|--|

<sup>\*</sup> EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.